## FITZPATRICK, CELLA, HARPER & SCINTO

30 ROCKEFELLER PLAZA NEW YORK, NY 10112-3800 212-218-2100

WASHINGTON OFFICE 975 F STREET, N.W. WASHINGTON, D.C. 20004-1405 (202) 530-1010 FACSIMILE (202) 530-1055

FACSIMILE (ZIZ) 218-2200 WWW.FITZPATRICKCELLA.COM

CALIFORNIA OFFICE 650 TOWN CENTER DRIVE. SUITE 1600 COSTA MESA, CALIFORNIA 92826-7130 (714) 540-8700 FACEINILE (714) 540-9823

DOMINICK A. CONDE DIRECT DIAL (212) 215-2204 E-MAIL dconde@fchs.com

September 3, 2008

## BY FACSIMILE

The Honorable Denny Chin United States District Judge United States District Court Southern District of New York 500 Pearl Street, Room 1020 New York, N.Y. 10007

> Re: Avon Products, Inc. v. Chattern, Inc. Civil Action No. 1:07-CV-11434-DC

Judge Chin:

The parties to this action jointly request an extension of time, through and including September 11, 2008, for Defendant to Answer, move or otherwise respond to the Complaint. The current deadline for Defendant to Answer is September 4, 2008. This is the parties' second consented request for an extension to Answer and is not for the purpose of delay.

Respectfully submitted,

Orrick, Herrington & Sutcliffe LLP

666 Fifth Avenue

New York, N.Y. 10103-0001

Tel: (212) 506-5140 Fax: (212) 506-5151

Attorney for Plaintiff Avon Products, Inc.

Dominick A. Conde

Fitzpatrick, Cella, Harper & Scinto

USDC SDNY

30 Rockefeller Plaza

New York, N.Y. 10112-3801 Tel: (212) 212-218-2204

Fax: (212) 218-2200

Attorney for Desendant

Chattern, Inc.

The Honorable Denny Chin September 3, 2008 Page 2

SO ORDERED this

day of September, 2008

The Honorable Denny Chin United States District Judge

FCH6\_W\$ 2433114v1